## Case 21-50844-pmb Doc 5 Filed 02/01/21 Entered 02/01/21 10:30:02 Desc Ch 13 First Mtg Page 1 of 2

Information to identify the case:							
Debtor 1	Sylvester Jamail Larkins	Social Security number or ITIN xxx-xx-3349					
	First Name Middle Name Last Name	EIN Social Security number or ITIN					
Debtor 2	First Name Middle Name Last Name						
(Spouse, if filing)	That Name Whale Name Last Name	EIN					
	kruptcy Court Northern District of Georgia w.ganb.uscourts.gov	Date case filed for chapter 13 2/1/21					
Case number: 2	1-50844-pmb						

## Official Form 309I

## **Notice of Chapter 13 Bankruptcy Case**

10/20

For the debtors listed above, a case has been filed under chapter 13 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors, the debtors' property, and certain codebtors. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

Confirmation of a chapter 13 plan may result in a discharge. (See line 13 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at <a href="https://pacer.uscourts.gov">https://pacer.uscourts.gov</a>). Copy fees or access charges may apply. A free automated response system is available at 866–222–8029 (Georgia Northern). You must have case number, debtor name, or SSN when calling.

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

		About Debtor 1:	About Debtor 2:
1.	Debtor's full name	Sylvester Jamail Larkins	
2.	All other names used in the last 8 years		
3.	Address	2447 Field Way NE Atlanta, GA 30319	
4.	Debtor's attorney	Matthew Thomas Berry Matthew T. Berry & Associates Suite 600	Contact phone (404) 235–3300
	Name and address	2751 Buford Highway, NE Atlanta, GA 30324	Email: <u>mberry@mattberry.com</u>
5.	Bankruptcy trustee	Melissa J. Davey Melissa J. Davey, Standing Ch 13 Trustee	Contact phone (678) 510–1444 www.13trusteeatlanta.net
	Name and address	Suite 200 260 Peachtree Street, NW Atlanta, GA 30303	
6.	Bankruptcy clerk's office	M. Regina Thomas Clerk of Court	Office Hours: 8:00 a.m. – 4:00 p.m. Court website: www.ganb.uscourts.gov
	Documents in this case may be filed at this address. You may inspect all records filed in this case at this of fice or online at <a href="https://pacer.uscourts.gov">https://pacer.uscourts.gov</a> .	1340 United States Courthouse 75 Ted Turner Drive SW Atlanta, GA 30303	Contact phone 404–215–1000

For more information, see page 2

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Debtor Sylvester Jamail Larkins Case number 21–50844-pmb

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7.	Meeting of creditors	March 9, 2021 at 02:30 PM	Location: Meeting will be telephonic. To attend, Dial:	
	Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must	The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.	866–718–7362 and enter: 1075779, when prompted for participation code.	
	attend. Bring a copy of this notice with you. Creditors may attend, but are not required to do so. Cellular phones and other devices with	TO THE DEBTOR: Bring an original government issued photo ID and confirmation of social security number. Provide the Trustee a copy of your most recently filed tax return seven days prior to the meeting, but DO NOT FILE WITH THE COURT.		
cameras are not allowed in the building.		TO OTHER PARTIES: Objections to confirmation must be filed and served in accordance with FRBP 3015 at least seven days before the date set for the confirmation hearing.		
	<b>Deadlines</b> The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.	Deadline to file a complaint to challenge dischargeability of certain debts: You must file:  • a motion if you assert that the debtors are not entitled to receive a discharge under U.S.C. § 1328(f) or  • a complaint if you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4).	Filing deadline: 5/10/21	
		Deadline for all creditors to file a proof of claim (except governmental units):	Filing deadline: 4/12/21	
		Deadline for governmental units to file a proof claim:	of Filing deadline: 8/2/21	
		Deadlines for filing proof of claim: A proof of claim is a signed statement describing a creditor's <a href="https://www.uscourts.gov">www.uscourts.gov</a> or any bankruptcy clerk's office.	claim. A proof of claim form may be obtained at	
		To file a claim electronically, visit www.ganb.usc	courts.gov and access the ePOC tab.	
		If you do not file a proof of claim by the deadline, you might not be paid on your claim. To be paid, you must a proof of claim even if your claim is listed in the plan or schedules filed by the debtor. Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proclaim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.		
		Deadline to object to exemptions: The law permits debtors to keep certain property as exempt. believe that the law does not authorize an exemption claimed may file an objection.	Filing deadline: 30 days after the conclusion of the meeting of creditors	
9.	Filing of Plan, Hearing on Confirmation of Plan, Allowance and Approval of Debtor's Counsel Attorneys Fees	Debtor's counsel is responsible for mailing the plan if not filed contemporaneously with the petition.  The hearing on confirmation will be held: Date: 4/8/21, Time: 09:45 AM, Location: Courtroom 1202, Russell Federal Building, 75 Ted Turner Drive SW, Atlanta, GA 30303; Given the current public health crisis, hearings may be telephonic only. Please check the "Important Information Regarding Court Operations During COVID–19 Outbreak" tab at the top of the GANB Website (www.ganb.uscourts.gov) prior to the hearing for instructions on whether to appear in person or by phone.		
10	. Creditors with a foreign address	If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadline in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.		
11	. Filing a chapter 13 bankruptcy case	Chapter 13 allows an individual with regular income and debts below a specified amount to adjust debts according to a plan. A plan is not effective unless the court confirms it. You may object to confirmation of the plan and appear at the confirmation hearing. The debtor will remain in possession of the property and may continue to operate the business, if any, unless the court orders otherwise.		
12	. Exempt property	The law allows debtors to keep certain property as exempt. F distributed to creditors, even if the case is converted to chapt exempt. You may inspect that list at the bankruptcy clerk's of believe that the law does not authorize an exemption that def deadline.	er 7. Debtors must file a list of property claimed as fice or online at <a href="https://pacer.uscourts.gov">https://pacer.uscourts.gov</a> . If you	
13	. Discharge of debts	Confirmation of a chapter 13 plan may result in a discharge of However, unless the court orders otherwise, the debts will not are made. A discharge means that creditors may never try to except as provided in the plan. If you want to have a particula 523(a)(2) or (4), you must file a complaint and pay the filling for the filling formula to be in the debtors are not entitled to a discharge you must file a motion.	t be discharged until all payments under the plan collect the debt from the debtors personally ar debt excepted from discharge under 11 U.S.C. § see in the bankruptcy clerk's office by the deadline.	